

District Judge John C. Coughenour

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
SEATTLE

P.W. ARMS, INC., a  
Washington corporation,

Plaintiff,

v.

UNITED STATES OF AMERICA and the  
BUREAU OF ALCOHOL, TOBACCO,  
FIREARMS AND EXPLOSIVES, a Federal  
Agency,

Defendants.

Case No. C15-1990 JCC

STIPULATION FOR ORDER  
ESTABLISHING BRIEFING  
SCHEDULE ON CROSS-MOTIONS  
FOR SUMMARY JUDGMENT ON  
APA CLAIM

**STIPULATION**

WHEREAS plaintiff P.W. Arms, Inc. (“Plaintiff”), has filed the above-captioned lawsuit against the defendants United States of America and the Bureau of Alcohol, Tobacco, Firearms and Explosives (“ATF”) (together with the United States, “Defendants”), which asserts one claim under the Administrative Procedure Act (“APA”), and Defendants have already lodged a certified administrative record with the Court, the parties hereby stipulate that the Court may enter an order as set forth below which, among other things, establishes a briefing schedule for summary judgment briefing related to the APA claim.

1           1.       Plaintiff shall file and serve its motion for summary judgment and any supporting  
2 material on or before Friday, March 18, 2016. The brief shall not exceed twenty four (24) pages  
3 in length.

4           2.       Defendants shall file and serve their brief in opposition to Plaintiff's motion for  
5 summary judgment and any cross-motion for summary judgment, and any supporting material, no  
6 later than Friday, April 15, 2016. Arguments in opposition to the Plaintiff's motion and in  
7 support of any cross-motion shall be consolidated in the same brief. The brief shall not exceed  
8 thirty six (36) pages in length.

9           3.       Plaintiff shall file its reply brief in support of its motion and its brief in opposition  
10 to any cross-motion for summary judgment no later than Friday, May 6, 2016. Arguments in  
11 opposition to Defendants' motion and in reply in support of Plaintiff's motion shall be  
12 consolidated in the same brief. The brief shall not exceed twenty four (24) pages in length.

13           4.       Defendants shall file and serve their reply brief in support of any cross-motion no  
14 later than Friday, May 20, 2016. The brief shall not exceed twelve (12) pages in length.

15           5.       Both Plaintiff's motion for summary judgment and any cross-motion shall be noted  
16 on the Court's motion calendar for Friday, May 20, 2016.

17  
18       **SO STIPULATED.**

19       Dated this 17th day of March, 2016.

20                               s/ Thomas Brennan  
21                               Thomas Brennan, WSBA No. 30662  
22                               McKay Chadwell, PLLC  
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Attorney for Plaintiff

1  
2 Dated this 17th day of March, 2016.

3 ANNETTE L. HAYES  
4 United States Attorney

5 s/ Jessica M. Andrade  
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14 Attorneys for Defendants  
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**ORDER**

**IT IS SO ORDERED** that the briefing schedule for cross-motions for summary judgment on Plaintiff's APA claim is as follows:

1. Plaintiff shall file and serve its motion for summary judgment and any supporting material on or before Friday, March 18, 2016. The brief shall not exceed twenty four (24) pages in length.

2. Defendants shall file and serve their brief in opposition to Plaintiff's motion for summary judgment and any cross-motion for summary judgment, and any supporting material, no later than Friday, April 15, 2016. Arguments in opposition to the Plaintiff's motion and in support of any cross-motion shall be consolidated in the same brief. The brief shall not exceed thirty six (36) pages in length.

3. Plaintiff shall file its reply brief in support of its motion and its brief in opposition to any cross-motion for summary judgment no later than Friday, May 6, 2016. Arguments in opposition to Defendants' motion and in reply in support of Plaintiff's motion shall be consolidated in the same brief. The brief shall not exceed twenty four (24) pages in length.

4. Defendants shall file and serve their reply brief in support of any cross-motion no later than Friday, May 20, 2016. The brief shall not exceed twelve (12) pages in length.

5. Both Plaintiff's motion for summary judgment and any cross-motion shall be noted on the Court's motion calendar for Friday, May 20, 2016.

Dated this \_\_\_\_ day of March, 2016.

\_\_\_\_\_  
JOHN C. COUGHENOUR  
United States District Judge

1 *Presented by:*

2  
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United States Attorney

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8 Attorneys for Defendants